

Chapter 6.08

DOGS

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6.08.0 10 Definitions. For the purposes of this chapter:

A. At Large. Any dog is "at large" when he is off the property of his owner and not under the control of a responsible person.

B. Department of Agriculture. "Department of Agriculture" means the Department of Agriculture of the state of Illinois.

C. Dog. "Dog" includes a female as well as a male dog.

D. Inoculation Against Rabies. "Inoculation against rabies" means the injection, subcutaneously or otherwise, as approved by the Department of Agriculture, of canine anti rabies vaccine approved by the Department of Agriculture.

E. Owner. "Owner" means a person having a right of property in a dog, or who keeps or harbors a dog, or who has a dog in his care or who acts as its custodian, or who knowingly permits a dog to remain on or about any premises occupied by him.

F. Restraint. A dog is under "restraint" if he is controlled by leash; at heel beside a responsible person, or obedient to that person's commands; within a vehicle being driven or parked on the streets, or within the property limits of his owner. (Prior code 12.201).

6.08.020 License required — Fee — Issuance.

A. No dog shall be permitted to be or remain in the city without being licensed as provided in this chapter.

B. Every person, firm or corporation owning or having a right of property in a dog, or

who keeps or harbors a dog or has it in his care or acts as its custodian or who knowingly permits a dog to remain on or about any premises occupied by him within the corporate limits of the city shall, after acquiring such dog if not now owned, register the same with the city clerk and shall pay to the city clerk, annually, on or before the first day of March of each year, the license fee of two dollars for each male or sterilized dog and ten dollars for each unsterilized female dog.

C. Upon payment of the license fee the animal control officer/dog warden shall deliver to the owner or keeper a license and a metallic tag for each dog so licensed. The license shall be dated and numbered and shall bear the city name, the name and address of the owner of the dog licensed, and a description of the dog indicating its breed, sex, age, color and markings. A duplicate of such license shall be filed with the city clerk. The metallic tag shall bear the city name and serial number corresponding with the number of the license. (Ord. 81-48 (part), 1980; prior code § 12.202).

6.08.030 Inoculation — General requirements. Each calendar year, or at such intervals as may hereafter be promulgated by the Department of Agriculture, every owner or keeper of a dog four months or more of age shall cause such dog to be inoculated against rabies. Such owner or keeper of such dog shall cause a serially numbered tag evidencing such inoculation to be attached to a collar or harness worn by the dog. (Prior code § 12.203).

6.08.040 Inoculation to be by licensed veterinarian — Certificate of vaccination required. The inoculation of dogs required by Section 6.08.030 shall be performed by a veterinarian duly licensed to practice his profession in this state. Upon performing such inoculation, such veterinarian shall issue to the owner or keeper a certificate showing such fact and shall also deliver to such owner or keeper a metallic or other suitable tag to be attached to the collar or harness of such dog, which tag shall also certify to the fact of inoculation against rabies. The certificate of vaccination by said veterinarian shall be retained so that the same may be made conveniently available for examination by the city clerk. No license for a dog as provided in this chapter shall issue under this section unless the dog has been vaccinated in accordance with the provisions of this section and the city clerk or the animal control officer/dog warden shall treat the certificate of vaccination as conclusive proof of vaccination under this section for the issuance of a License as provided for in this chapter. (Ord. 81-48 (part), 1980; prior code § 12.204).

6.08.050 inoculation — Expiration date. The inoculation performed under the provisions of Section 6.08.040 shall be effective until the expiration of the calendar year in which the vaccination was performed or the expiration of such period of the Department of Agriculture. (Prior code § 12.205).

6.08.060 Exhibition of vaccination certificate upon request. At any reasonable time, upon request of any member of the police department, the mayor or the animal control officer/dog warden, the owner or keeper of any unmuzzled dog shall exhibit his certificate, issued under the provisions of Section 6.08.040, showing the inoculation against rabies of any dog owned or controlled by him. (Ord. 81-48 (part), 1980; prior code § 12.206).

6.08.070 Restraint of dogs by owner or keeper. The owner or keeper of a dog shall keep the dog under restraint at all times and shall not permit such dog to be at large, off the premises or the property of the owner or keeper, unless the dog is under complete control as defined in Section 6.08.0 10. (Prior code 12.207).

6.08.071 Owner's duties. Each owner shall provide for each of his animals:

- A. Sufficient quantity of good quality; wholesome food and water;
- B. Adequate shelter and protection from the weather;
- C. Veterinary care when needed to prevent suffering; and
- D. Humane care and treatment. (Ord. 83-4, 1983).

6.08.080 City to provide pound. The city shall provide a suitable place for the impounding of dogs. (Prior code § 12.213).

6.08.090 Impoundment of dogs running at large or unlicensed dogs. A. It shall be the duty of such employees and officers of the city as shall be designated for that purpose by the mayor, to take up and impound, in such place as may be designated and set apart for that purpose, any dog found running at large or unlicensed in the city contrary to any of the provisions of this chapter or other ordinances of the city.

B. When dogs are found running at large or unlicensed, and their ownership is known to the designated employees, such dogs may be impounded at the discretion of such employees, but the employees shall cite the owner of such dog to answer charges of violation of this chapter. (Prior code § 12.208).

6.08.100 Notice and citation to owner or keeper of impounded dog. In case of impounding, and where the owner or keeper of such dog is disclosed by any tax or license tag worn by it, or is otherwise known to the officers impounding same, the city clerk or animal control officer/dog warden shall at once give notice by mail to such owner or keeper, informing him of the impounding of his dog and shall cite the owner or keeper of such dog to answer charges of violation of this chapter. (Ord. 31 A8 (part), 1980; prior code § 12.209).

6.08.110 Redemption of impounded dogs. Any dog impounded under the provisions of this chapter, except such as may have bitten any person as specified in Section 6.08.120, shall, unless sooner redeemed, be held for the period of seven days in order to afford opportunity to the owner or keeper thereof to redeem the same. Any such owner or keeper desiring to redeem his impounded dog shall pay an impounding fee of ten dollars and also the cost of keeping such dog while impounded. In case such dog has not been inoculated against rabies for the current year, such owner shall also advance the fee required to have such dog inoculated by a duly licensed veterinarian as he shall elect and the poundkeeper shall forthwith cause the dog to be duly inoculated against rabies. No dog shall be released without having been inoculated for the current calendar year, or in accordance with the requirements of the Department of Agriculture. Upon payment of the required charges, the dog shall thereupon be released to the owner or keeper. (Am. Ord.

97-6 § 1, 1997; prior code § 12.210).

6.08.120 Impoundment of dogs which have bitten persons. Any dog which has bitten or otherwise injured any person so as to cause an abrasion of the skin shall be immediately taken, impounded and kept separated from other dogs for ten days. If during that period such dog develops symptoms of illness, a veterinarian shall be called to diagnose its condition. If the symptoms disclosed are such to indicate the presence of rabies, such dog shall be destroyed, in such manner, however, as to preserve intact the head, which shall thereupon be detached and immediately sent to the diagnostic laboratory of the Department of Agriculture. In case such dog cannot be safely taken up and impounded, it may be shot, care being taken to preserve the head intact which shall thereupon be immediately detached and be delivered to the diagnostic laboratory of the Department of Agriculture.

If, at the expiration of the period of ten days, no symptoms of rabies have developed in such dog so impounded, the same may be redeemed by the owner upon payment of the redemption fees and charges specified by Section 6.08.110; provided, however, that in case any dog so impounded for biting a person has previously bitten any person, such dog shall be humanely destroyed by the poundkeeper. After having been notified that his dog has bitten or otherwise injured any person, the owner or keeper thereof shall not under any circumstances permit such animal to be at large unless securely muzzled. (Prior code § 12.212).

6.08.130 Disposition of unredeemed dogs. Any impounded dog which is not redeemed within seven days shall be humanely destroyed or otherwise disposed of by the poundkeeper. (Prior code § 12.211).

6.08.140 Declaration and disposition of nuisance dogs. Any dog which may in any manner continually disturb the quiet of any persons or neighborhoods or destroys or in any manner injures any animal, plant, shrub, or other property not on the premises of its owner or keeper, is declared to be a nuisance, and such dog shall be taken up and impounded and may be redeemed, or disposed of in the manner provided for under Section 6.08.130. (prior code § 12.214).

6.08.150 Administration and enforcement. Except as to the regulations concerning inoculation against rabies, the animal control officer/dog warden is charged with the duty of enforcing the provisions of this section. The animal shelter shall be a division of the police department; and the animal control officer/dog warden, and all employees thereof, shall be subject to the supervision of the chief of police. Subject to civil service regulations, the mayor shall designate such officers and employees under the supervision of the chief of police, including the animal control officer/dog warden, as may be necessary to enforce the provisions of this chapter. (Ord. 8148 (part), 1980; prior code § 12.215).

6.08.160 Duties of city clerk. It shall be the duty of the city clerk to determine that all fees provided for in this chapter, or otherwise provided by ordinance to be paid, are

properly accounted for to the city treasurer. (Prior code § 12.216).

6.08.170 Penalty for violation. Any owner or keeper of a dog who violates or fails to comply with the provisions of this chapter shall, upon conviction, be punished by a fine as provided in Section 1.12.010. The circuit clerk or his deputies is directed to accept the fine and any costs for the first offense under this chapter which the defendant has been convicted of, as determined by the records of the circuit clerk, prior to the date set for appearance in court upon the completion of a written plea of guilt and waiver of trial. (Ord. 81-62 § 1, 1980; prior code § 12.218).